

Absent

Barrett.	Holloway.
Bedford.	Hoskins.
Caven.	Leonard.
Dunlap.	Nicholson.
Engelhard.	Reader.
Harris.	Scarborough.

Absent—Excused

Johnson	Palmer.
of Dimmit.	Patterson.
McCullough.	Ratliff.
McDougald.	West.
Merritt.	

RECESS

On motion of Mr. Mathis, the House, at 12:10 o'clock p. m., took recess to 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Agriculture: House Bill No. 319.

Appropriations: House Bill No. 442.

Banks and Banking: House Bills Nos. 457 and 383.

Federal Relations: Senate Concurrent Resolution No. 10.

Judiciary: House Bills Nos. 53, 72, 228, and 286.

State Affairs: House Bills Nos. 182, 312, and 318; Senate Bill No. 135, and House Concurrent Resolution No. 15.

Insurance: House Bills Nos. 423 and 424.

Labor: House Bills Nos. 19, 432, and 450.

The following committees have filed adverse reports on bills, as follows:

Judiciary: House Bill No. 287.

State Affairs: House Bills Nos. 78 and 229.

TWENTY-FIRST DAY

(Continued)

(Wednesday, February 15, 1933)

The House met at 10 o'clock a. m., and was called to order by Speaker Stevenson.

COMMUNICATION FROM NAT M. WASHER

The Speaker laid before the House, and had read, the following communication:

State of Texas
Board of Education

Austin, Texas, February 14, 1933.

Hon. Edgar E. Witt, Lieutenant-Governor and President of the Senate; Hon. Coke Stevenson, Speaker of the House of Representatives; and Honorable Members of the Forty-third Legislature.

Gentlemen: The members of the State Board for Vocational Education are familiar with the constructive work of rehabilitation as it has been extended through the efforts of Mr. J. J. Brown, in charge of that work in the Division of Vocational Education in the public school activities in the State.

Men, women, and children, disabled and defective, and who might have become a charge upon the charity of the people and a burden upon the State itself, have, through these efforts, been made (if not entirely whole again) at least capable of self-support, and in hundreds of cases have demonstrated the wisdom of the efficiency of such departmental work.

To the end that the aforesaid work may be enlarged and extended, the State Board for Vocational Education herewith begs, at the hands of your Honorable Bodies, that you make appropriation for this purpose in a sum to equal the amount made available by Federal enactment for such rehabilitation, confident in the belief that such allotment will materially enhance the work of the Department, and return, in effective citizenship to the State, many times the amount of such expenditure.

Yours very truly,

NAT M. WASHER,
President, State Board of Education.

COMMUNICATION FROM MRS. J. W. McCULLOUGH

The Speaker laid before the House, and had read, the following communication:

McKinney, Texas, Feb. 13, 1933.

Hon. Coke Stevenson, Capitol Station,
Austin, Texas.

Dear Mr. Stevenson: This is to advise you that my husband, Mr. J. W. McCullough, is in bed sick, and will not be able to return to Austin for several days.

Yours very truly,

MRS. J. W. McCULLOUGH.

RELATIVE TO LEGISLATIVE COUNSELORS

Mr. Coombes offered the following resolution:

Whereas, Heretofore, the House of Representatives, by resolution, authorized the Speaker of the House to employ legislative counselors for the House of Representatives for a thirty-day period; and

Whereas, The thirty-day period expires tomorrow, and there still remains considerable unfinished business before the said legislative counselors; now, therefore, be it

Resolved by the House of Representatives, That the legislative counselors be continued, subject to discontinuance at any time by the Speaker, whenever, in his judgment, such further services are not needed.

The resolution was read second time.

Mr. Van Zandt offered the following amendment to the resolution:

Amend the resolution, by providing that the counselors shall be retained for fifteen days.

The amendment was adopted.

Question then recurring on the resolution, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 58; nays, 57.

Mr. Savage and Mr. Aikin called for a verification of the vote.

The roll of the yeas and nays was then called, and the verified vote announced as follows:

Yeas—57

Adamson.	Beck.
Alexander.	Butler.
Anderson	Cathey.
of Bexar.	Chastain.
Anderson	Colson.
of Johnson.	Coombes.

Devall.	Mathis.
Engelhard.	McGregor.
Fain.	Metcalfe.
Few.	Mitcham.
Fisher.	Moffett.
Goodman.	Moore.
Harris.	Morrison.
Head.	Morse.
Holekamp.	Pavlica.
Holland.	Pope.
Hoskins.	Ratliff.
Hughes.	Reader.
Hunt.	Reed of Dallas.
Hyder.	Renfro.
Jackson.	Rogers
James.	of Ochiltree.
Jefferson.	Rollins.
Johnson	Steward.
of Anderson.	Stovall.
Jones of Atascosa.	Tarwater.
Jones of Shelby.	Townsend.
Kayton.	Van Zandt.
Lemens.	Weinert.
Leonard.	Young.
Magee.	

Nays—57

Aikin.	Lotief.
Alsup.	Mackay.
Baker.	McClain.
Barrett.	McKee.
Bourne.	Munson.
Bradley.	Nicholson.
Burns.	Parkhouse.
Calvert.	Reed of Bowie.
Camp.	Rogers of Hunt.
Canon.	Ross.
Cowley.	Russell.
Crossley.	Savage.
Daniel.	Scarborough.
Davidson.	Scott.
Dean.	Shannon.
Dunagan.	Shults.
Fuchs.	Smith.
Glass.	Stanfield.
Griffith.	Stinson.
Hankamer.	Sullivant.
Hartzog.	Tennyson.
Hester.	Turlington.
Hicks.	Vaughan.
Hodges.	Wagstaff.
Huddleston.	Walker.
Jones of Runnels.	Wells.
Kyle of Hays.	Winningham.
Kyle of Palo Pinto.	Wood.
Lindsey.	

Absent

Barron.	Good.
Bedford.	Graves.
Caven.	Greathouse.
Clayton.	Haag.
Dunlap.	Harman.
Duvall.	Harrison.
Dwyer.	Hill of Brazoria.
Ford.	Hill of Webb.
Golson.	Holloway.

Laird.
Latham.
Long.
Merritt.
Patterson.
Puryear.
Ramsey.

Ray.
Riddle.
Roberts.
Thomas.
Tillery.
West.

Absent—Excused

Johnson
of Dimmit.
McCullough.

McDougald.
Palmer.

The Speaker announced that the resolution was lost.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 15, 1933.

Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 116, A bill to be entitled "An Act amending Section 5, Chapter 4, of the Acts of the Forty-first Legislature, First Called Session, relating to vital statistics; and declaring an emergency."

S. B. No. 192, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Sterling County, to conform to the jurisdiction of the district court thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

ADDRESS BY MR. JOE WHITE OF BOWIE COUNTY

In accordance with a resolution heretofore adopted, inviting Mr. Joe White, of Bowie County, to address the House, the Speaker announced the appointment of the following committee to escort Mr. White to the Speaker's stand: Messrs. Reed of Bowie, Beck, and Crossley.

The committee having performed their duty, Speaker Stevenson presented Mr. Reed of Bowie, who, in turn, introduced Mr. White.

Mr. White then addressed the House.

HOUSE BILL NO. 145 ON SECOND READING

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 145, A bill to be entitled "An Act to amend Article 7101, Chapter 4, Title 122, of the Revised Civil Statutes of Texas of 1925; amending Articles 7041, 7042, 7043, 7044, and 7045, of Chapter 1, Title 122, Revised Civil Statutes of Texas of 1925, providing for the transfer and the combining of the duties now performed in the fixing and ascertaining of the State ad valorem tax rate by the Board composed of the Governor, Comptroller, and State Treasurer, to the State Tax Board, etc., and declaring an emergency."

The bill was read second time.

Mr. Graves offered the following amendment to the bill:

Amend House Bill No. 145 by adding thereto a new Section, to be known as Section 19-a, to read as follows:

"Section 19-a. The State Tax Board as now constituted is hereby abolished, and a new State Tax Board is hereby established. Such Board shall be composed of three citizens of this State of known integrity and ability, and they shall hold no other public office, and they shall be judicially-minded, and known to be conversant with the problems of taxation; they shall be appointed by the Governor of this State for six-year overlapping terms, one for two years, one for four years, and one for six years' tenure. Thereafterwards, each member shall be appointed for six years. The members of this Board shall be reimbursed for their actual expenses in the discharge of their duties, and be paid a per diem compensation of ten dollars per day for their service rendered during the time actually spent in such service.

"The State Tax Board shall present to the Governor the names of three candidates who shall be certified by them as qualified for the duties of State Tax Commissioner, which candidates for State Tax Commissioner shall be graduates either in law or business administration from an institution of recognized standing; they shall have had ten years of experience either in the practice of law or in the responsible administration of

business or governmental enterprises, and be recognized as of known ability in the field of taxation and tax law; out of such three candidates so certified, the Governor shall appoint one such candidate, with the consent of the Senate, and upon his confirmation thereby, he shall become the State Tax Commissioner, and such Tax Commissioner shall hold his office for a term of six years and until his successor is qualified, and shall possess all of the powers and authority now possessed by the State Tax Board as now constituted, as well as perform all the duties, functions and prerogatives of the officials and agencies of the State Government hereinbefore named in this Act, who are now engaged in the handling, collection, and administration of the various State taxes and license fees named and referred to herein."

(Pending consideration of the amendment, Mr. Hill of Webb occupied the Chair temporarily.)

(Speaker in the Chair.)

Mr. Harman moved that the bill be laid on the table subject to call.

Mr. Barron moved to table the motion, and the motion to table was lost.

Question then recurring on the motion by Mr. Harman, it prevailed by the following vote:

Yeas—86

Aikin.	Golson.
Alexander.	Good.
Anderson	Graves.
of Johnson.	Griffith.
Baker.	Haag.
Barrett.	Hankamer.
Beck.	Harman.
Bedford.	Harris.
Bourne.	Head.
Burns.	Hicks.
Canon.	Hill of Webb.
Caven.	Hodges.
Chastain.	Holland.
Clayton.	Hoskins.
Colson.	Huddleston.
Coombes.	Hughes.
Crossley.	Hunt.
Daniel.	James.
Davidson.	Jefferson.
Dean.	Johnson
Dunlap.	of Anderson.
Dwyer.	Jones of Runnels.
Engelhard.	Latham.
Few.	Lemens.
Ford.	Leonard.
Glass.	Lindsey.

Mackay.	Scott.
McClain.	Shannon.
McKee.	Shults.
Merritt.	Stanfield.
Metcalfe.	Steward.
Mitcham.	Stinson.
Moffett.	Stovall.
Moore.	Sullivant.
Pope.	Tarwater.
Ratliff.	Tennyson.
Ray.	Tillery.
Reed of Dallas.	Turlington.
Renfro.	Van Zandt.
Riddle.	Vaughan.
Rogers	Wagstaff.
of Ochiltree.	Wells.
Rollins.	Wood.
Ross.	Young.
Russell.	

Nays—42

Adamson.	Jones of Atascosa.
Alsup.	Kayton.
Anderson	Kyle of Palo Pinto.
of Bexar.	Laird.
Barron.	Lotief.
Bradley.	Magee.
Butler.	Mathis.
Calvert.	Morrison.
Cathey.	Morse.
Cowley.	Munson.
Devall.	Nicholson.
Dunagan.	Pavlica.
Fain.	Ramsey.
Fisher.	Reader.
Fuchs.	Reed of Bowie.
Goodman.	Rogers of Hunt.
Greathouse.	Scarborough.
Harrison.	Smith.
Hartzog.	Townsend.
Hill of Brazoria.	Walker.
Holekamp.	Weinert.
Hyder.	

Present—Not Voting

Kyle of Hays.

Absent

Camp.	Parkhouse.
Duvall.	Patterson.
Hester.	Puryear.
Holloway.	Roberts.
Jackson.	Savage.
Jones of Shelby.	Thomas.
Long.	West.
McGregor.	Winningham.

Absent—Excused

Johnson	McDougald.
of Dimmit.	Palmer.
McCullough.	

Question—Shall the amendment by Mr. Graves be adopted?

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 15, 1933.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has adopted

H. C. R. No. 23, Relative to discon-
tinuation of air mail route between
San Antonio and Big Spring, Texas.

Respectfully,
BOB BARKER,
Secretary of the Senate.

EXTENDING CONGRATULA-
TIONS OF THE HOUSE TO
HON. AND MRS. PAUL
S. HILL

Mr. Ratliff offered the following
resolution:

Whereas, On Friday, February 10,
1933, there arrived in the home of our
esteemed fellow Member, Hon. Paul S.
Hill, a bouncing baby boy, who has
been named Paul S. Hill II; and

Whereas, Our said fellow Member
is slowly recovering his equilibrium,
and is now able to return to his seat
in this House; and

Whereas, The mother and said babe
are both doing nicely; therefore, be it

Resolved by the House, That we ex-
tend our congratulations to Hon. and
Mrs. Paul S. Hill, and also extend an
invitation to our said fellow Member
to address the House on the subject
of "Fatherhood."

**RATLIFF,
WALKER.**

The resolution was read second
time.

On motion of Mr. Kayton, Paul S.
Hill II was adopted as baby mascot of
the House.

The resolution was then adopted.

RELATIVE TO LEGISLATIVE
COUNSELORS

Mr. Turlington moved to reconsider
the vote by which the resolution, by
Mr. Coombes, relative to legislative
counselors, was lost.

The motion to reconsider was lost.

SENATE BILLS ON FIRST
READING

The following Senate bills, received
from the Senate today, were laid be-

fore the House, read severally first
time, and referred to the appropriate
committees, as follows:

Senate Bill No. 116, to the Com-
mittee on Public Health.

Senate Bill No. 192, to the Com-
mittee on Judicial Districts.

ADJOURNMENT

Mr. Van Zandt moved that the
House adjourn until 10 o'clock a. m.,
tomorrow.

Mr. Rogers of Hunt moved that the
House adjourn until 9 o'clock a. m.,
tomorrow.

Question first recurring on the mo-
tion of Mr. Rogers of Hunt, yeas and
nays were demanded.

The motion prevailed by the follow-
ing vote:

Yeas—61

Aikin.	Hunt.
Alexander.	James.
Alsup.	Jones of Atascosa.
Anderson	Kyle of Hays.
of Bexar.	Lotief.
Anderson	Magee.
of Johnson.	Mackay.
Baker.	McClain.
Barrett.	Merritt.
Beck.	Morrison.
Bourne.	Pavlica.
Calvert.	Ray.
Camp.	Reed of Bowie.
Cathey.	Reed of Dallas.
Coombes.	Riddle.
Crossley.	Rogers of Hunt.
Dean.	Rogers
Fain.	of Ochiltree.
Fisher.	Rollins.
Ford.	Ross.
Fuchs.	Savage.
Glass.	Scarborough.
Goodman.	Stanfield.
Graves.	Steward.
Greathouse.	Stinson.
Haag.	Tarwater.
Harris.	Tennyson.
Hartzog.	Townsend.
Hodges.	Wagstaff.
Holekamp.	Walker.
Hoskins.	Wells.
Huddleston.	Winningham.

Nays—52

Adamson.	Daniel.
Bradley.	Davidson.
Burns.	Dunagan.
Canon.	Dwyer.
Chastain.	Engelhard.
Clayton.	Few.
Colson.	Golson.
Cowley.	Good.

Griffith.	Moore.
Hankamer.	Morse.
Harman.	Pope.
Hill of Brazoria.	Ramsey.
Hill of Webb.	Ratliff.
Holland.	Renfro.
Hughes.	Shannon.
Hyder.	Shults.
Jefferson.	Smith.
Johnson	Stovall.
of Anderson.	Sullivant.
Jones of Runnels.	Thomas.
Kayton.	Tillery.
Lemens.	Turlington.
Lindsey.	Van Zandt.
Mathis.	Vaughan.
McGregor.	Wood.
McKee.	Young.
Moffett.	

Present—Not Voting

Devall.	Hicks.
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Absent

Barron.	Leonard.
Bedford.	Long.
Butler.	Metcalfe.
Caven.	Mitcham.
Dunlap.	Munson.
Duvall.	Nicholson.
Harrison.	Parkhouse.
Head.	Patterson.
Hester.	Puryear.
Holloway.	Reader.
Jackson.	Roberts.
Jones of Shelby.	Russell.
Kyle of Palo Pinto.	Scott.
Laird.	Weinert.
Latham.	West.

Absent—Excused

Johnson	McDougald.
of Dimmit.	Palmer.
McCullough.	

The House, accordingly, at 12:20 o'clock p. m., adjourned until 9 o'clock a. m., Thursday, February 16.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Appropriations: House Bills Nos. 136, 166, 415, 479.

Criminal Jurisprudence: House Bill No. 360.

Highways and Motor Traffic: House Bills Nos. 394 and 449.

The following committees have filed adverse reports on bills and resolutions, as follows:

Criminal Jurisprudence: House Bills Nos. 404 and 443.

Constitutional Amendments: House Joint Resolutions Nos. 7 and 9.

Education: House Bill No. 433.

The Committee on Constitutional Amendments filed an adverse report, with a minority favorable report, on House Joint Resolution No. 11.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, February 14, 1933.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 3, Proposing to repeal Article V, of the Constitution of the State of Texas, the same being the Article creating the Judiciary Department of the State, and to adopt and enact a new Article V in lieu thereof, reorganizing the Judiciary Department of the State of Texas,

Has carefully compared same, and finds it correctly engrossed.

HYDER, Vice-Chairman.

In Memory of
Mrs. Allie Gaines DeBerry

Mr. Bourne offered the following resolution:

Whereas, The greatest sorrow that can come to any man is that which results in the loss of a mother; and

Whereas, On this morning, Wednesday, February 15, 1933, the mother of an ex-Member of the House, and the now Senator Tom DeBerry of Bogota, Texas, answered the final roll call; and

Whereas, The Members of this Body are deeply grieved over the passing of the best friend of our beloved Senator, his mother; now therefore, be it

Resolved by the House of Representatives of the Forty-third Legislature, That we extend our most sincere and deep sympathy in this sad hour, and that a copy of this resolution be spread upon the Journal of the House, and that copies be furnished the family of the deceased, and that when we adjourn today, it be in respect to our fellow servant, the Hon. Tom DeBerry.

BOURNE,
AIKIN,
CANON,
HUNT,
GOOD.

The resolution was read second time.

On motion of Mr. Moore, the names of all the Members of the House were added to the resolution as signers thereof:

Stevenson, Speaker; Adamson, Alexander, Alsup, Anderson of Bexar, Anderson of Johnson, Baker, Barrett, Barron, Beck, Bedford, Bradley, Burns, Butler, Calvert, Camp, Cathey, Caven, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Daniel, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Few, Fisher, Ford, Fuchs, Glass, Golson, Goodman, Graves, Greathouse, Griffith, Haag, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill of Brazoria, Hill of Webb, Hodges, Holekamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hyder, Jackson, James, Jefferson, Johnson of Anderson, Johnson of Dimmit, Jones of Atascosa, Jones of Runnels, Jones of Shelby, Kayton, Kyle of Hays, Kyle of Palo Pinto, Laird, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McClain, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roberts, Rogers of Hunt, Rogers of Ochiltree, Rollins, Ross, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Sullivant, Tarwarter, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, West, Winningham, Wood, Young.

The resolution was then adopted by a rising vote.